IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Civil Revision No.4134 of 2006 (O&M)

Decided on : 1-09-2009

Shamsher Singh & another

.... Petitioners

VERSUS

Davinder Singh

.... Respondent

CORAM:- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL.

Present:- Mr. Jagdeep Singh, Advocate,
for the petitioners.

Mr. Sanjiv Gupta, Advocate
for the respondent.

SATISH KUMAR MITTAL, J (Oral).

The petitioners (defendants) have filed the instant revision petition against order dated 30.09.2005 passed by the Civil Judge, Junior Division, Ludhiana, whereby the application filed by the plaintiff (respondent) under Order 39 Rules 1 & 2 of C.P.C. for interim injunction, was allowed and the defendants (petitioners) were restrained from alienating the specific portion of the suit property and further from raising construction on the suit property till the final decision of the case. The order dated 11.05.2006, whereby the above said order was affirmed by the Additional District Judge, Fast Track Court, Ludhiana, in appeal filed by the defendants (petitioners) has also been challenged.

When on October 31, 2006, this revision petition was admitted, the operation of impugned order was stayed.

Counsel for the parties have submitted that this petition may be disposed of with a direction to the Trial Court to decide the main suit filed by the plaintiff (respondent) within a period of 9 months and till the decision of the suit, the interim order passed by this Court may be ordered to continue.

In view of above, this revision petition is disposed of with a direction to the Trial Court to decide the suit filed by the plaintiff (respondent) if already not decided, expeditiously and preferably within a period of 9 months. Till the decision of the suit, the interim order dated October 31, 2006, passed by this Court will continue.

1st September, 2009. **(SATISH KUMAR MITTAL)**
Monika **JUDGE**